## UNITED STATES OF AMERICA BEFORE THE NATIONAL LABOR RELATIONS BOARD

THE GEIST COMPANY

**Employer** 

and

Case 8-RC-17056

SHEET METAL WORKERS INTERNATIONAL ASSOCIATION LOCAL #33, AFL-CIO Petitioner

## DECISION AND CERTIFICATION OF REPRESENTATIVE

The National Labor Relations Board has considered an objection to an election held on August 10, 2011, and the Regional Director's report recommending disposition of it. The election was conducted pursuant to a Stipulated Election Agreement. The revised tally of ballots shows 6 for and 5 against the Petitioner.<sup>1</sup>

The Board has reviewed the record in light of the exceptions and brief, and has adopted the Regional Director's findings and recommendations, and finds that a certification of representative should be issued.

## CERTIFICATION OF REPRESENTATIVE

IT IS CERTIFIED that a majority of the valid ballots have been cast for Sheet Metal Workers International Association Local #33, AFL-CIO, and that it is the exclusive collective-bargaining representative of the employees in the following appropriate unit:

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<sup>&</sup>lt;sup>1</sup> The original tally of ballots showed one challenged ballot, which was sufficient to affect the results of the election. On August 23, 2011, the parties agreed in writing that the challenged voter was ineligible to vote. The Regional Director approved the parties' agreement and issued a revised tally of ballots.

All full-time and regular part-time sheet metal workers, installers, helpers, laborers, truck drivers, and any other employees who fabricate and install roofing and architectural sheet metal employed by the Employer at its 1615 Merwin Avenue, Cleveland, Ohio location, but excluding all sales employees, installation managers, service managers, estimators, office clerical employees and all professional employees, guards and supervisors as defined in the Act.

Dated, Washington, D.C., December 1, 2011.

Mark Gaston Pearce,	Chairman
Craig Becker,	Member
Brian E. Hayes,	Member
NATIONAL LABOR R	ELATIONS BOARD

(SEAL)